

FIFTEENTH DAY.

Senate Chamber,
Austin, Texas,
February 8, 1930.

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, no quorum being present, the following Senators answering to their names:

Beck.	Miller.
Berkeley.	Moore.
Cunningham.	Neal.
DeBerry.	Parrish.
Gainer.	Small.
Greer.	Thomason.
Hornsby.	Westbrook.
Hyer.	Wirtz.
Love.	Witt.
Martin.	Woodul.

Absent—Excused.

Cousins.	Pollard.
Hardin.	Russek.
Holbrook.	Stevenson.
McFarlane.	Williamson.
Parr.	Woodward.
Patton.	

Adjournment.

Senator Love moved to adjourn until 9:00 o'clock Monday morning.

Senator Moore moved as a substitute that the Senate adjourn until 9:30 o'clock Monday morning. The motion prevailed and at 10:05 o'clock the Senate adjourned.

SIXTEENTH DAY.

Senate Chamber,
Austin, Texas,
February 10, 1930.

The Senate met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, no quorum being present.

Motion to Adjourn.

Senator Williamson moved to adjourn until tomorrow morning at 9:00 o'clock. The motion was lost.

Quorum Completed.

The quorum was completed at

9:39 o'clock, the following Senators answering to their names:

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Witt.
McFarlane.	Wirtz.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Williamson.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senator Berkeley:

S. B. No. 51, A bill to be entitled "An Act to create Maverick County Water Control and Improvement District Number 1, embracing lands in the county of Maverick in the State of Texas, as a conservation and reclamation district and body politic and corporate, under Section 59, Article 16 of the Constitution and defining its boundaries; validating and approving all orders made by the board of directors and other authorities, in respect to the establishment or organization of said district as well as all proceedings had in respect of the election and/or appointment of officers therefor; validating and approving all orders made and contracts executed by the board of directors of said district in respect to any matter or subject pertinent to the creation, establishment, organization, maintenance and/or operation of said district; validating the authorization and voting of certain bonds thereof and taxes authorized

for their payment and providing for the issuance of said bonds and for their payment by the annual levy, assessment and collection of taxes upon all taxable property in said district; validating and approving notices, reports, orders, resolutions, extensions and decrees of the board of directors and other proper officials, and official boards and/or courts in respect of said district, the bonds and/or taxes thereof, or certified copies thereof and constituting such orders, reports, notices, resolution and decrees as legal evidence; enacting other provisions incident and necessary to the subject and purpose of this Act; and declaring an emergency."

Read first time and referred to Committee on Mining, Irrigation and Drainage.

By Senator Berkeley, by request:

S. B. No. 52, A bill to be entitled "An Act providing for the adoption for what is commonly known as the County Unit of Education in counties having a population of not less than two hundred nor more than three hundred, according to the census of 1920, providing for holding elections to adopt county unit system, providing for a county board of education, etc., and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator McFarlane:

S. B. No. 53, A bill to be entitled "An Act authorizing the commissioners' court of Knox County, Texas, to fund into bonds of said county, certain road and bridge warrants outstanding on January 1, 1930, providing the authority to issue said bonds shall not exceed the current revenues of the road and bridge fund in said county, and declaring an emergency."

Read first time and referred to Committee on Mining, Irrigation and Drainage.

By Senator Hornsby:

S. B. No. 54, A bill to be entitled "An Act conferring upon the Board of Regents of the University of Texas authority heretofore vesting in the Board for Lease of University Lands under Sec. 2 and 15, of Chap. 282 of the General and Special Laws of the

Regular Session of the Forty-first Legislature and also conferring on said Board of Regents certain authority in connection with employing help needed in connection with matters covered by said Chapter 282 and under this Act; making an appropriation of certain moneys to be used in the performance of duties under this Act; and declaring an emergency."

Read first time and referred to Committee on Public Lands and Land Office.

By Senator Beck:

S. B. No. 55, A bill to be entitled "An Act to validate the extension of the corporate limits of cities having a population of not less than 11,000 and not more than 11,500 according to the 1920 United States census, and located in counties situated on a boundary of the State of Texas, either wherein said extension of territory was attempted under statutes providing for the consolidation of cities of more than 5,000 population, and wherein in the act of extending said corporate limits said city has included all of the territory of an adjoining city of less than 5,000 and/or wherein said extension of territory was attempted under charter provisions which provide for the annexation of adjoining territory without specific reference to the fact that the adjoining territory is included in an incorporated city, and to validate all proceedings, actions, resolutions, elections, and ordinances taken or made in reference thereto or pursuant thereto, and declaring an emergency."

Read first time and referred to Committee on Towns and City Corporations.

By Senators Hornsby and Neal:

S. B. No. 56, A bill to be entitled "An Act to provide for the sale of oil, gas and other minerals in and on the public school lands; to create a board to perform the duties with reference thereto; to provide for surveying, dividing, and marketing said land; prescribing the duties of the President of the Board of Education of the State of Texas, the Commissioner of the General Land Office of the State of Texas, and the Superintendent of Public Instruction of the

State of Texas; authorizing them to make investigations, to determine the status of the public school lands, providing for the employment of a geologist, mineralogist and other employees; requiring reports of land owners, lessees, agents, producers of oil, gas and other minerals on public school lands, and providing for a penalty on failure to make said reports; making an appropriation; repealing all laws in conflict herewith; enacting other provisions incidental to the subject; and declaring an emergency."

Read first time and referred to Committee on Public Lands and Land Office.

By Senator Parrish:

S. B. No. 57, A bill to be entitled "An Act limiting the power of the commissioners' court in making contracts in connection with the collection of delinquent taxes; limiting the amount that can be paid under said contracts; and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Parrish:

S. B. No. 58, A bill to be entitled "An Act limiting the power of the commissioners' court in the matter of compensation that may be paid to experts in reference to valuations of property for taxation purposes; and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senators Neal and Thomason:

S. B. No. 59, A bill to be entitled "An Act to extend the term of office of elective county superintendents of public instruction to four years and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Thomason:

S. B. No. 60, A bill to be entitled "An Act providing for a maximum amount to be budgeted by the county board of school trustees for annual office and traveling expenses of the county superintendent of public instruction, repealing all laws in conflict herewith and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Thomason:

S. B. No. 61, A bill to be entitled "An Act providing for a maximum amount to be budgeted by the county board of school trustees for annual office and traveling expenses of the county superintendent of public instruction, repealing all laws in conflict herewith and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Neal and Greer:

S. B. No. 62, A bill to be entitled "An Act providing for the appointment or election and term of office of school trustees in all independent districts having fewer than 75,000 population by the Federal Census of 1920 and for all consolidated and rural high school districts; adjusting the term of office of trustees now in office; providing for filling of all vacancies; providing for the date of first election under this Act; repealing all laws both general and special in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Beck:

S. B. No. 63, A bill to be entitled "An Act providing for an open season on squirrels in Marion, Cass and Bowie Counties, Texas, providing penalty, repealing all laws in conflict herewith and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Beck:

S. B. No. 64, A bill to be entitled "An Act repealing Chapter 88, page 219, of the Acts of the First Called Session of the Forty-first Legislature prohibiting the sale of fresh water fish during the months of March and April in Cass, Bowie, Morris, and Titus Counties, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Woodul:

S. B. No. 65, A bill to be entitled "An Act providing for the election and term of office of school trustees in all independent districts having more than 75,000 population by the Federal Census of 1920; adjusting the term of office of trustees now in

office; providing for filling of all vacancies; providing for the date of first election under this Act; repealing all laws both general and special in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senators Woodul, Williamson:

S. B. No. 66, A bill to be entitled "An Act making appropriations out of the State Highway Fund to pay claims of certain persons, firms and corporations for money erroneously paid to the State Highway Fund for license fees on seating capacity of motor vehicles, operated wholly within the corporate limits of any incorporated city or town in the State of Texas, as provided by Article 820 of the Penal Code of Texas, and Chapter 76 of the Acts of the Regular Session of the Thirty-eighth Legislature, authorizing the issuance of warrants for the payment of said claims upon the taking effect of this Act, providing that the provisions of Article 6694 of the Revised Civil Statutes of Texas with reference to the drawing of vouchers by the Chairman of the Highway Commission shall not apply to the payment of claims provided by this Act, enacting regulations and restrictions relating to said appropriation, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Williamson:

S. B. No. 67, A bill to be entitled "An Act amending Chapter 54 of the General Acts of the First Called Session of the Fortieth Legislature, also known as Section 3, contained in Chapter 54, of the First Called Session of the Fortieth Legislature, so as to fix the compensation and working days of the grand jury bailiffs of the Thirty-seventh and Ninety-fourth Criminal District Courts of Bexar County, Texas, and any other criminal district courts that hereafter may be created in said county of Bexar, for both walking and riding grand jury bailiffs, said working days to be not less than six days per week, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

Senators Excused.

Senator Woodward, on motion of

Senator Woodul, was excused for today on account of important business.

Senator Cousins, on motion of Senator Thomason, was excused for the day on account of important business.

Senator Greer, on motion of Senator McFarlane, was excused for the day on account of serious illness in his family.

Simple Resolution No. 24.

The Chair laid before the Senate S. R. No. 24, Relating to a tariff on crude oil.

Committee Appointed.

The Chair announced the appointment of the following committee on the part of the Senate to greet Messrs. A. F. Whitney and G. W. Anderson and escort them to the joint session today at 10:30:

Senators Small, Martin, and Hyer.

Resolution Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following resolution:

S. C. R. No. 9.

Joint Session.

At 10:30 o'clock, the Chair announced that the hour for the joint session had arrived. The Senate adjourned to the House.

After Joint Session.

At the conclusion of the joint session, the Senate returned to the Senate Chamber.

Simple Resolution No. 24.

The question recurred on Simple Resolution No. 24.

On motion of Senator Holbrook, the previous question was ordered on the further consideration of the resolution.

The resolution was lost by the following vote:

Yeas—9.

Berkeley.
Gainer.
Hyer.
Love.

Parrish.
Small.
Thomason.
Witt.

McFarlane.

Nays—14.

Beck.	Moore.
Cunningham.	Pollard.
DeBerry.	Russek.
Hardin.	Westbrook.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Miller.	Woodul.

Present—Not Voting.

Neal.

Absent—Excused.

Cousins.	Patton.
Greer.	Stevenson.
Martin.	Woodward.
Parr.	

Invitation.

The Chair laid before the Senate the following invitation:

The University Faculty Club will be at home in honor of Governor and Mrs. Moody, the members of the Senate and House of Representatives and their wives, Saturday evening, February the fifteenth, at eight o'clock.

Club House,
2304 San Antonio Street.

Senate Bill No. 8.

The Chair laid before the Senate by unanimous consent on its second reading the following bill:

By Senator Small:

S. B. No. 8, A bill to be entitled "An Act fixing the compensation of county commissioners in every county having a population of not less than 7,395, and not more than 7,410, according to the 1920 United States census, and having taxable values as shown by the approved 1929 tax roll amounting to as much as \$8,145,000.00, and not more than \$8,150,000.00; prescribing how such compensation shall be paid; and providing that the Act shall apply only to counties expending funds derived from the sale of bonds issued for the purpose of building hard surfaced roads, or in aid thereof; and that such salary shall only apply so long as such roads are in construction, and so long as such bond fund is being expended, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Small the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 8 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Read third time and finally passed by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Senate Bill No. 26.

The Chair laid before the Senate by unanimous consent on its second reading the following bill:

By Senators Parrish and Small:

S. B. No. 26, A bill to be entitled "An Act authorizing a certain portion of the salary of county judges and county commissioners to be paid out of the road and bridge fund and the remainder out of the general

fund of the county; and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Parrish the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 26 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Read third time and finally passed by the following vote:

Yeas—24.

Beck.	Miller.
Berkeley.	Moore.
Cunningham.	Neal.
DeBerry.	Parrish.
Gainer.	Pollard.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.

Present—Not Voting.

Patton.

Absent—Excused.

Cousins.	Russek.
Greer.	Small.
Parr.	Woodward.

Senate Bill No. 9.

The Chair laid before the Senate by unanimous consent on its second reading the following bill:

By Senator Cunningham:

S. B. No. 9, A bill to be entitled "An Act fixing the compensation of county commissioners in every county having a population of not less than 11,000, nor more than 11,015, according to the 1920 census, and having a property valuation of not less than \$8,252,800, and not more than \$8,252,900, as shown by the approved tax rolls for the year of 1929, and prescribing how the same shall be paid; and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Cunningham the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 9 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Read third time and finally passed by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Senate Bill No. 33.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator Wirtz:

S. B. No. 33, A bill to be entitled "An Act amending subdivision 22 of Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, providing for changing and prescribing terms and times of holding courts in the Twenty-second Judicial District of Texas, validating and continuing all process, all writs, bonds and recognizances, and making them returnable to the terms of Court in the several counties in said district as herein fixed, to validate the summoning of grand and petit jurors under the present law so as to render them available under the present Act, to repeal all laws in conflict herewith, and providing time for this Act to take effect, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Wirtz the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 33 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cunningham.	Stevenson.
Greer.	Woodward.
Parr.	

Read third time and finally passed by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Senate Bill No. 18.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator Hyer:

S. B. No. 18, A bill to be entitled "An Act amending Section 6 of Chapter 45, Acts of the Forty-first Legislature, First Called Session; and declaring an emergency."

Read second time.

Senator Hyer sent up the following amendment:

Amend S. B. No. 18, page 1, line 16 and line 24, by striking out the word "prison", and substituting the word "penitentiary" where the same occurs.

HYER.

Read and adopted.

Senator Parrish sent up the following amendment:

Amend S. B. No. 18 by adding at the end of Paragraph 2 of Section 1 the following:

Section 8. Method of Release: Application for parole may be made to the Board by or on behalf of a prisoner, or the Board may consider the parole of a prisoner on its own initiative or at the request of the Governor. At the last meeting of the Board prior to the expiration of the minimum time of each prisoner eligible for parole, it shall be the duty of the Board to cause to be brought before it all information with regard to such prisoner referred to in Section 5. In addition it shall have

before it a report from the Warden or Manager of each prison or prison farm on which such prisoner has been confined as to the prisoner's conduct in prison, with a detailed statement as to all infractions of prison rules and discipline, all punishments meted out to such prisoner and the circumstances connected therewith, as well as a report from each such official as to the extent to which such prisoner has responded to the efforts made in prison to improve his mental and moral condition. Such Board shall also have before it the report of such physical, mental and psychiatric examinations as have been made of such prisoner. No prisoner shall be recommended for release on parole except by a majority vote of the members of the Board nor unless the Board is satisfied that he will be suitably employed in self-sustaining employment if so released."

and by inserting in the first line of Section 1 and Section 2 of the printed bill, immediately following the words "Section 6" the words "and Section 8," and amend the caption to conform.

The amendment was read.

Recess.

On motion of Senator Wirtz, the Senate, at 12 o'clock, recessed until 2 o'clock p. m.

After Recess.

The Senate met at 2 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

Point of No Quorum.

Senator Wirtz raised the point of order that a quorum was lacking. The roll call showed 19 present.

The quorum was established at 2:10 p. m.

Message From the Governor.

The Chair recognized the Doorkeeper, who introduced a messenger from the Governor with the following message:

Executive Office,
February 10, 1930.

To the Members of the Forty-first Legislature:

Some days ago, by Resolution, you

petitioned me to submit the subject of appropriations. Requests for appropriations which have been presented to me total nearly \$3,000,000.00, or to be exact \$2,941,519.46. These are claimed to represent emergency needs of the departments and institutions. It is obvious that the prospective revenue for the remainder of this fiscal year and for the ensuing fiscal year of this biennium cannot pay any such sum of additional appropriations. The surplus of revenue above outstanding appropriations which the maximum tax rates would yield could not meet these requests.

I am under the impression that the Legislature is of a mind to appropriate money for a considerable portion of these requests: the Resolution requesting the submission of the subject of appropriations, in part, so impresses me. It would be well to have the money before it is appropriated.

Therefore, I am submitting the subject of raising the funds to meet such appropriations as you desire to make. If the funds are raised there will then be time to submit the subject of appropriations.

I do not want any to construe this as the submission of any subject which would permit the introduction of a bill on income tax. I have stated to the people of Texas, through the press, that I did not intend to submit that subject to this session of the Legislature, and I am, therefore, expressly excepting it from this submission. If, however, any such bill should be introduced and passed I would keep faith with my statement to the people of Texas by, at this time, vetoing the bill.

I am further submitting for your consideration the following subjects, upon request:

1. The validation of outstanding bond issues of counties, road districts and other political subdivisions of the State.

2. The attached bill validating the extension of the corporate limits of certain cities and towns.

3. The attached bill requested by the Board of Regents, amending Chapter 282 of the General Laws, passed at the Regular Session of the Forty-first Legislature.

4. The attached bill prescribing the duties of the Board of Education

with respect to the management and handling of the oil, gas and other minerals in and on lands belonging to the permanent school fund.

5. The amendment of Chapter 289, Acts of the Regular Session of the Forty-first Legislature, held invalid by opinion of the Attorney General's Department.

6. Measures of reform affecting procedure in civil and criminal cases. In submitting this subject I desire to call your attention to the fact that a bill has been introduced, or is to be introduced, making some amendment to the Act creating the Commission of Appeals, and I understand that the proposed change is desired, or at least approved, by the Supreme Court as a means of making the Commission a more effective agency of the Court.

7. The enactment of legislation to prevent the construction of any large building on the site of the present Travis County Courthouse, or at any point adjacent to the State Capitol building, which can be prevented in the constitutional exercise of the police power of the State.

8. At your request I submit for your consideration the enactment of corrective amendments to the existing law providing for the payment of pensions under Section 51 of Article 3 of the Constitution.

Respectfully submitted,
DAN MOODY.

Senate Bill No. 18.

The question recurred upon the amendment to S. B. No. 18.

Senator Hyer, acting on behalf of Senator Parrish withdrew the amendment.

The bill passed to engrossment.

On motion of Senator Hyer the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 18 was put on its third reading and final passage, by the following vote:

Yeas—23.

Beck.	Hyer.
Berkeley.	Love.
Cunningham.	Martin.
DeBerry.	McFarlane.
Gainer.	Miller.
Hardin.	Moore.
Holbrook.	Neal.
Hornsby.	Patton.

Pollard.	Wirtz.
Small.	Witt.
Westbrook.	Woodul.
Williamson.	

Absent.

Parrish.	Thomason.
Russek.	

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Read third time and finally passed by the following vote:

Yeas—23.

Beck.	Miller.
Berkeley.	Moore.
Cunningham.	Neal.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Small.
Holbrook.	Westbrook.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
Martin.	Woodward.
McFarlane.	

Absent.

Parrish.	Thomason.
Russek.	

Absent—Excused.

Cousins.	Stevenson.
Greer.	Williamson.
Parr.	

Senate Bill No. 24.

The Chair laid before the Senate by unanimous consent on its second reading the following bill:

By Senators Woodul and Holbrook:

S. B. No. 24, A bill to be entitled "An Act amending Article 6954 of the Revised Civil Statutes of 1925, as amended, with reference to the mode of preventing horses and certain other animals from running at large, and enumerating the counties to which said article shall apply; omitting from said article the following language: 'provided that where there is an application to include an entire county there shall not be less than twelve free holders from each justice precinct of said county as signers to the petition for

such election,' and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Woodul the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 24 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Read third time.

Senator Berkeley sent up the following amendment:

Amend S. B. No. 24, Sec. 1, by adding after the word "Crane" where same appears on page 1, the word "Culberson."

BERKELEY.

Read and adopted by a two-thirds vote.

The bill as amended finally passed by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Greer.
----------	--------

Parr.
Stevenson.

Woodward.

Senate Bill No. 17.

The Chair laid before the Senate by unanimous consent on its second reading the following bill:

By Senator Holbrook:

S. B. No. 17, A bill to be entitled "An Act to amend Chapter 83, Senate Bill No. 179, of the General Laws passed by the Forty-first Legislature at its Second Called Session, by adding at the end of Section 5, of said bill, the following:—'Provided, however, that the terms of this bill shall not be applied to, or affect, any student who commenced his studies leading to a degree, in any of the State institutions with the required credits prior to the time this bill was enacted into a law, or to any student, who on or before September 1, 1929, had credits for at least half the work required for a bachelor's degree; and declaring an emergency.'"

The bill was read second time and passed to engrossment.

On motion of Senator Holbrook the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 17 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Read third time and finally passed by the following vote:

Yeas—26.

Beck.	Berkeley.
-------	-----------

Cunningham.	Neal.
DeBerry.	Parrish.
Gainer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Thomason.
Love.	Westbrook.
Martin.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Senate Bill No. 11.

The Chair laid before the Senate by unanimous consent on its second reading the following bill:

By Senator Westbrook:

S. B. No. 11, A bill to be entitled "An Act amending Article 1052, Title 15, Chapter 3 of the Code of Criminal Procedure of Texas of 1925 as amended by Chapter 55, General and Special Laws, First Called Session, Forty-first Legislature, so as to increase the amount of the fee of each justice of the peace for each criminal action tried and finally disposed of before him; and declaring an emergency."

Read second time.

Senator Small sent up the following amendment:

Amend S. B. No. 11 by adding at the end of line 8, page 2, the following:

"Provided however, that no commissioners' court shall be permitted to pay any justice of the peace more than \$200 in any month as compensation for the trial of criminal cases and provided further that no fee shall be paid in any case where a fine has been imposed until such fine and cost has been paid and remitted to the county treasurer, unless it be shown that the defendant in the case was confined in jail in satisfaction of the fine and cost of such case."

SMALL.

The amendment was read.

Senator Love moved to table the amendment. The motion was adopted by the following vote:

Yeas—13.

Berkeley.	Miller.
Cunningham.	Parrish.
DeBerry.	Russek.
Gainer.	Small.
Holbrook.	Thomason.
Martin.	Wirtz.
McFarlane.	

Nays—11.

Beck.	Patton.
Hardin.	Pollard.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Witt.
Moore.	Woodul.
Neal.	

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Senator Love sent up the following amendment:

Amend by adding the following:

"This Act shall not apply to justices of the peace in precincts lying in whole or in part in cities of 100,000 or more located in counties having 210,000 population or more."

LOVE.

Read and adopted.

Senator Small sent up the following amendment:

Amend S. B. No. 11, line 8, page 2, by adding the following:

"Provided no compensation shall be paid to any county judge or justice of the peace as compensation for the trial of any criminal case where a fine has been imposed until such fine has been collected."

SMALL.

The amendment was read.

On motion of Senator Love, the bill was laid on the table subject to call.

Senate Bill No. 53.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator McFarlane:

S. B. No. 53, A bill to be entitled "An Act authorizing the commissioners' court of Knox County, Texas, to fund into bonds of said county certain road and bridge warrants, etc., and declaring an emergency."

The rule requiring committee re-

ports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator McFarlane the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 53 was put on its second reading, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

The bill was read second time and passed to engrossment.

On motion of Senator McFarlane the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 53 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Read third time and finally passed by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent—Excused.

Cousins.	Stevenson.
Greer.	Woodward.
Parr.	

Senate Bill No. 16.

The question recurred upon the pending amendment to S. B. No. 16.

Senator Wirtz moved to table the amendment. The motion was lost by the following vote:

Yeas—9.

Cunningham.	Martin.
DeBerry.	Patton.
Gainer.	Russek.
Holbrook.	Thomason.
Hornsby.	

Nays—13.

Berkeley.	Neal.
Hardin.	Parrish.
Hyer.	Pollard.
Love.	Small.
McFarlane.	Westbrook.
Moore.	Witt.

Absent.

Beck.

Absent—Excused.

Stevenson.

(Pairs Recorded.)

Senator Miller (present) who would vote yea, with Senator Cousins (absent) who would vote nay.

Senator Williamson (present) who would vote yea, with Senator Greer (absent) who would vote nay.

Senator Wirtz (present) who would vote yea, with Senator Woodward (absent) who would vote nay.

Senator Woodul (present) who

would vote nay, with Senator Parr (absent) who would vote yea.

The amendment was adopted by the following vote:

Yeas—13.

Beck.	Neal.
Berkeley.	Parrish.
Hardin.	Pollard.
Hyer.	Small.
Love.	Westbrook.
McFarlane.	Witt.
Moore.	

Nays—10.

Cunningham.	Martin.
DeBerry.	Patton.
Gainer.	Russek.
Holbrook.	Thomason.
Hornsby.	Williamson.

Absent—Excused.

Greer. Stevenson.

(Pairs Recorded.)

Senator Miller (present) who would vote nay, with Senator Cousins (absent) who would vote yea.

Senator Wirtz (present) who would vote nay, with Senator Woodward (absent) who would vote yea.

Senator Woodul (present) who would vote yea, with Senator Parr (absent) who would vote nay.

Senator Wirtz sent up the following amendment:

Amend S. B. No. 16 by striking out all below the enacting clause and insert in lieu thereof the following:

"Section 1. The Supreme Court of Texas shall have power, or authority, or jurisdiction to issue writs of mandamus or other writ or process against any primary committee or primary election officer of any political party, to compel the performance in accordance with the laws of this State, of any duty imposed upon them, respectively, by law, and in accordance with such rules of procedure and practice as the court may adopt.

"Sec. 2. The process and writ above provided shall be made applicable only to the performance of any ministerial, administrative or clerical duty of any such officer; and no court shall have jurisdiction, authority or power over any political party,

or committee thereof, in the exercise of a political function or matter of party government or regulation; and Article 3107 of the Revised Civil Statutes of Texas, of 1925, as amended, insofar as the same may conflict with this Act, is hereby repealed.

"Sec. 3. The fact that officers and committees of political parties should be required to perform their ministerial and other like duties, and that candidates should have speedy resort to courts of appellate jurisdiction for such purpose; and the further fact that political parties have the inherent right to remain free from direction of the court in matters of party policy, constitutes an emergency and an imperative public necessity that the constitutional rule requiring bills to be read in each House on three several days be suspended, and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

WIRTZ.

The amendment was read.

Senator DeBerry sent up the following amendment to the amendment:

Amend the pending amendment by adding after the word "Texas" in the first line of Sec. 1, the following:

"Or any Court of Civil Appeals in whose district the defendant resides; provided that if suit is instituted in a Court of Civil Appeals its jurisdiction shall be final."

DeBERRY.

The amendment to the amendment was read.

Senator Pollard moved the previous question on the amendments and the bill.

Senator Wirtz called for a division of the question.

The previous question was ordered on the amendment to the amendment by the following vote:

Yeas—15.

Berkeley.	Moore.
Hardin.	Neal.
Holbrook.	Parrish.
Hornsby.	Pollard.
Love.	Thomason.
McFarlane.	Westbrook.

Williamson. Woodul.
Witt.

Nays—8.

Cunningham. Miller.
DeBerry. Patton.
Gainer. Russek.
Martin. Wirtz.

Absent.

Beck. Small.
Hyer.

Absent—Excused.

Cousins. Stevenson.
Greer. Woodward.
Parr.

S. C. R. No. 10.

Senator Love sent up the following resolution to be printed in the Journal without being read:

Whereas, Texas is the leading cotton producing State of the Union, and also the leading wool and mohair producing State, and a large wheat producing State, and has a large and rapidly growing dairy products industry, and,

Whereas, The Agricultural Marketing Act passed by the present Congress of the United States provides that the Federal Farm Board shall invite the cooperative marketing associations handling any agricultural commodity to establish an advisory commodity committee for such commodity; and,

Whereas, We are advised through the press that such advisory commodity committees have now been established for cotton and for wheat and for wool and mohair and for dairying products, and,

Whereas, The Agricultural Marketing Act provides for the recognition by the Federal Farm Board, upon the application of the appropriate advisory commodity committee, of any corporation complying with the conditions prescribed in the Act, as a stabilizing corporation for any agricultural commodity, and,

Whereas, Said Act provides that any stabilization corporation for an agricultural commodity, in addition to acting as a marketing agency for its stockholders or members, may, for the purpose of controlling any surplus in a commodity in furtherance of the declared policy of the Act, prepare, purchase, handle, store,

process, and merchandise, otherwise than for the account of its stockholders or members any quantity of the commodity or its food products, whether or not such commodity or products are acquired from its stockholders or members; and,

Whereas, The Federal Farm Board is authorized to make loans to stabilization corporations, from its revolving fund of Five Hundred Million Dollars provided for in said Act, sufficient in amount to enable it to perform its functions, and,

Whereas, It is our belief that, through these provisions, the Federal Farm Board can provide ample and efficient means, and supply ample funds to support the market for agricultural commodities against the concentrated depressing forces, voluntary and involuntary, which are inherent in existing marketing conditions and which, unopposed by the organized resistance on behalf of the producer, which the government alone can adequately furnish, must result in the future as in the past in reducing and holding the price of such commodities below the cost of production, and below any price which supply and demand would normally produce or justify; and which must deprive the farmer of a fair wage for his labor, and must preclude him from any opportunity to fairly share the benefits of government with those enjoyed in other industries, and,

WHEREAS, We believe that a square deal for the American farmer and the avowed high purpose of the Agricultural and Marketing Act, to place the industry of agriculture on a basis of economic equality with other industries, can be reasonably assured in no other way than through the constant, active and vigilant functioning of the stabilization corporations wisely provided for in the Act, and in the manner provided in the Act, and their indispensable continued support of the market for its defense against the continued powerful voluntary and involuntary influences operating to depress it; now, therefore, be it

Resolved, by the Senate, the House of Representatives concurring therein,

(1) That we assure the Federal Farm Board, and all its advisory commodity committees and market-

ing associations and other agencies, of our hearty sympathy with and appreciation of the steps being taken to secure a wise and reasonable reduction of acreage, and to improve the quality of agricultural products and to promote the widest possible cooperation in the marketing of farm produce; and we pledge them our hearty cooperation and support in the performance of the colossal task they have in hand.

(2) That we respectfully and earnestly urge the view that it is indispensable to the substantial improvement of conditions in agriculture, certainly in Texas agriculture, that the stabilizing functions of our new agricultural marketing system be put in full and efficient operation, and that the stabilization corporations necessary for the purpose be created, equipped and financed with the least delay possible: We are opposed to the promotion of any unnatural inflation in the prices of farm products through the operation of the Agricultural Marketing Act; we believe that such inflation can not fail to be harmful to the nation's welfare, and most harmful to the farmer himself; but we believe that it is the highest duty of the Federal Farm Board and the best practical service it can render the American farmer, to prevent the unnatural deflation of the prices of farm products. Be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the House are instructed jointly to communicate this Resolution by wire to the Chairman of the Federal Farm Board.

LOVE.

Adjournment.

At 5:25 the Senate, on motion of Senator Patton, adjourned until tomorrow morning at 10 o'clock.

APPENDIX.

Petitions and Memorials.

Congress of the United States
House of Representatives
Washington, D. C.

February 4, 1930.

Hon. Barry Miller, Austin, Texas.

Dear Sir: I have Senate Resolution No. 11 with reference to the carrying of air mail and the speech

recently made by Postmaster Brown on this subject for which I thank you. I wish to assure you that I am glad to have the views of the Texas Senate on this matter.

With best wishes, I am

Sincerely yours,
SAM RAYBURN.

Congress of the United States
House of Representatives
Washington, D. C.

February 5, 1930.

Hon. Barry Miller, President, Texas State Senate, Austin, Texas.

Dear Governor: I am in receipt of the copy Senate Simple Resolution No. 11, concerning the development and expansion of aviation, both air passenger and air mail lines, which I assure you will receive my careful consideration.

Please accept my thanks for bringing this matter to my attention.

Yours sincerely,
WRIGHT PATMAN.

United States Senate
Committee on Irrigation
and Reclamation

February 4, 1930.

Hon. Bob Barker, Secretary of Senate, Austin, Texas.

My dear Bob: I am in receipt of Senate Simple Resolution No. 11, with reference to air mail development, which shall have my careful attention.

With all good wishes, I am

Yours very sincerely,
MORRIS SHEPPARD.

(Telegram.)

Laredo, Texas, Feb. 7, 1930.

Hon. Barry Miller, President of Senate, Austin, Texas.

Judges being now underpaid. Laredo Bar Association in meeting assembled today by unanimous action went on record as being unalterably opposed to legislation now pending seeking reduction of salary of judges. Please refer this telegram to proper committee.

LAREDO BAR ASSOCIATION.

Treasury Department
State of Texas
Austin

February 10, 1930.

Honorable Barry Miller, Lieutenant Governor, Senate Chamber, Austin, Texas.

Dear Sir: I am renewing my re-

quests to be permitted to appear before your Honorable Body and answer in person those matters alleged and charged against me in the report made by the State Auditor and set forth in the resolution introduced in the House of Representatives, by the Honorable Alfred C. Petsch on February 7. I am also asking that you permit me to bring along the records of this department that I may show you each receipt book and deposit receipt and warrant received relative to the conduct of this department. I assure you that in so doing I will consume but little of your time.

If I am denied this privilege then I ask that in all action taken relative to this department, whether investigation or proceedings, that you separate myself and my department from any other individual and any other department, treating the Treasury Department and myself as one, separate and apart from any other department or individual.

Yours very truly,

W. GREGORY HATCHER,
State Treasurer.

(Telegram.)

San Antonio, Texas, Feb. 10, 1930.
Senator W. D. McFarlane, Senate at Capitol, Austin, Texas.

Resolution to endorse majority report of prison committee was tabled at board meeting Texas Federation January 29.

MRS. ALEX L. ADAMS,
Member of Board.

(Telegram.)

Mt. Pleasant, Texas, Feb. 8, 1930.
Mrs. J. E. King, 413 McCullough,
San Antonio, Texas.

Your wire. Date minutes January board meeting record resolution that Board Directors Texas Federation Women's Clubs reaffirm action taken at Mineral Wells convention. Endorsing majority report of Texas Prison Centralization Commission motion tabled.

MRS. R. F. LINDSAY,
President Texas Federation
Women's Clubs.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, February 8, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on En-

grossed Bills, have had S. B. No. 1 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, February 8, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 12 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 33 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 26 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 17 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 53 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on En-

grossed Bills, have had S. B. No. 18 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 8 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 9 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, February 8, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Federal Relations, to whom was referred S. R. No. 24, memorializing our Senators and Representatives in Congress to support the proposal to impose a tariff on crude oil.

Beg leave to report that we have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it be adopted.

LOVE, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 33, A bill to be entitled "An Act amending subdivision 22 of Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, providing for changing and prescribing terms and times of holding courts in the 22nd Judicial District of Texas, validating and continuing all process, all writs, bonds and recognizances, and making them returnable

to the terms of court in the several counties in said district as herein fixed, to validate the summoning of grand and petit jurors under the present law so as to render them available under the present law, to repeal all laws in conflict herewith, and providing time for this Act to take effect, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and that it be not printed.

HARDIN, Vice Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 53, A bill to be entitled "An Act authorizing the commissioners' court of Knox County, Texas, to fund into bonds of said county, certain road and bridge warrants outstanding on January 1, 1930, providing the authority to issue said bonds shall not exceed the current revenues of the road and bridge fund in said county, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PARRISH, Vice Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred

S. B. No. 43, A bill to be entitled "An Act amending Article 6955 Revised Statutes of the State of Texas, 1925, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed, it being a local bill.

PARR, Chairman.

Committee Room,

Austin, Texas, Feb. 10, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 51, A bill to be entitled "An Act to create Maverick County Water Control and improvement District Number 1 embracing lands in the county of Maverick in the State of Texas, as a conservation and reclamation district and body politic and corporate, under Section 59, Article 16, of the Constitution; and defining its boundaries; validating and approving all orders made by the board of directors and other authorities, in respect of the establishment or organization of said district as well as all proceedings had in respect of the election and or appointment of officers therefor; validating and approving all orders made and contracts executed by the board or directors of said district in respect to any matter or subject pertinent to the creation, establishment, organization, maintenance and or operation of said district; validating the authorization and voting of certain bonds thereof and taxes authorized for their payment and providing for the issuance of said bonds and for their payment by the annual levy, assessment and collection of taxes upon all taxable property in said district; validating and approving notices, reports, orders, resolutions, extensions and decrees of the board of directors and other proper officials, and official boards and or courts in respect of said district, the bonds and or taxes thereof, or certified copies thereof and constituting such orders, reports, notices, resolution and decrees as legal evidence; enacting other provisions incident and necessary to the subject and purpose of this Act; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PARRISH, Vice Chairman.

Committee Room,

Austin, Texas, Feb. 10, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

S. B. No. 55, A bill to be entitled "An Act to validate the extension of the corporate limits of cities having a population of not less than 11,000 and not more than 11,500, according to the 1920 United States Census, and located in counties situated on a boundary of the State of Texas, either wherein said extension of territory was attempted under statutes providing for the consolidation of cities of more than 5,000 population, and wherein in the act of extending said corporate limits said city has included all of the territory of an adjoining city of less than 5,000 and/or wherein said extension of territory was attempted under charter provisions which provide for the annexation of adjoining territory without specific reference to the fact that the adjoining territory is included in an incorporated city, and to validate all proceedings, actions, resolutions, elections, and ordinances taken or made in reference thereto and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and that it being a local bill that it be not printed.

BERKELEY, Chairman.

SEVENTEENTH DAY.

Senate Chamber,

Austin, Texas,

Tuesday, February 11, 1930.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Holbrook.
Berkeley.	Hornsby.
Cunningham.	Hyer.
DeBerry.	Love.
Gainer.	Martin.
Hardin.	McFarlane.